

## REMARKS

### Summary of Office Action

Claims 1-20 are pending in this application.

Claims 1-20 were rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-18 of U.S. Patent No. 6,670,850.

### Applicant's Reply to the Examiner's Rejection

Claims 1-20 were rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-18 of U.S. Patent No. 6,670,850.

In rejecting claims 1-20, the Examiner stated "a timely filed terminal disclaimer in compliance with 37 C.F.R. § 1.321(c) may be used to overcome an actual or provisional rejection based on a nonstatutory double patenting ground provided the conflicting application or patent is shown to be commonly owned with this application" (Office Action, page 2).

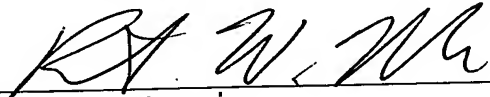
A terminal disclaimer compliant with 37 C.F.R. § 1.321(c) is enclosed herewith. Accordingly, applicant

respectfully submits that the Examiner's rejection of claims 1-20 be withdrawn.

Conclusion

Applicant respectfully submits that this application, including claims 1-20, is in condition for allowance. An early and favorable action is respectfully requested.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "R. W. Morris", is written over a horizontal line.

Robert W. Morris  
Reg. No. 36,613  
Attorney for Applicant  
FISH & NEAVE IP GROUP  
ROPES & GRAY LLP  
Customer No. 1473  
1251 Avenue of the Americas  
New York, New York 10020-1105  
Tel.: (212) 596-9000  
Fax: (212) 596-9090